

### **REMARKS**

Claims 1-16 are now pending in the application. Applicant would first like to thank the Examiner for the courtesies extended to Applicant's counsel during the telephonic interview conducted on May 5, 2010. The Examiner subsequently indicated that claim 16 as amended herein would overcome the applied references. Claims 1, 2, 3, 9 and 11 have been cancelled from the application and Claims 4-8, 10 and 12-14 stand allowed, thereby placing the application in condition for allowance. The Examiner is respectfully requested to reconsider and withdraw the rejections in view of the amendments and remarks contained herein.

### **CLAIM OBJECTIONS**

Claim 13 is objected to for informalities. Applicant has amended this claim to address the concern. Therefore, reconsideration and withdrawal of this objection are respectfully requested.

### **REJECTION UNDER 35 U.S.C. § 103**

Claims 1-3, 9, 11, and 15 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Cresci, et al. (7,245,727) in view of McKinley Jr. (4,479,240). Applicant respectfully traverses this rejection. Claim 1 and claims depending therefrom have been cancelled from the application, thereby rendering this rejection moot.

Claim 16 also stands rejected under 35 U.S.C. § 103(a) as being unpatentable over McKinley Jr. (4,479,240) in view of Cresci, et al. (7,245,727). Applicant respectfully traverses this rejection.

In applicant's system the simple control unit is in data communication with the mixing unit. A user of the simple control unit can input desired values of parameters which are sent to the mixing unit. But rather than simply accepting the desired input parameter values, the mixing unit employs a deciding unit that tests whether the desired parameter is within a user-specified subset of the predefined range available for that control. These user-specified subsets are stored in a storing device associated with the mixing unit. If the desired parameter is within the user-specified subset, then that value is passed to the mixing unit; if not the desired value is not passed to the mixing unit. Neither McKinley nor Cresci teach or suggest this feature. McKinley is simply a mixing unit that can store preset parameter settings for later recall. Cresci is designed to remotely control a mixing unit via internet or network connection in a master-slave fashion and thus contemplates that the recording engineer working remotely would have full access to the control ranges. Therefore, it is respectfully submitted that Claim 16, along with claims depending therefrom, defines patentable subject matter over this combination of references. Accordingly, Applicant respectfully requests reconsideration and withdrawal of this rejection.

#### **CONCLUSION**

It is believed that all of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office

Action and the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested.

If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: June 1, 2010\_\_\_\_\_

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